



CHICOPEE CITY COUNCIL
ORDINANCE COMMITTEE

MEMBERS

James Tillotson, Chairman
Fred Krampits, Vice-Chairman
Frank Laflamme
Timothy McLellan
Jerry Roy

APPROVED

MINUTES
February 9, 2016

The following are the minutes of a public hearing held Tuesday, February 9, 2016 at 6:30 PM in the City Council Chambers, Fourth Floor, City Hall Annex, 274 Front Street, Chicopee, MA 01013.

Members Present: Tillotson, Krampits, Laflamme, McLellan, Roy

Also Present: Dan Garvey (Asst. City Solicitor), Councilor, Councilor Vieau (arrive 6:43 pm), Councilor Courchesne

The meeting was called to order at 6:30 PM.

In compliance with the open meeting laws the Chairman asked if anyone in the audience was recording the meeting.

ITEM #1

Add

Chapter 260, Section 37A - Engine brakes prohibited.

The use of engine brakes shall be prohibited along the entire length of Westover Road. Any violation of this Section shall be punishable by a fine of \$300.00.

Mike Lock, 1637 Westover Road, stated that you hear engine brakes all day and night and at night they wake me up. There's more business's and truck traffic on Westover Road. Other cities and towns have residential/commercial roads with "no engine brakes" signs. The engine brake is used so you don't overheat the main brakes they are basically used for hills.

Councilor Tillotson stated that he agrees the brakes are being used when they shouldn't be used.

Councilor Laflamme stated that even if we put up the signs it will have to be enforced. I think it's important to support this tonight.

Councilor Tillotson stated that he is in favor of not using the engine brakes but they should be able to use them in an emergency.

Councilor Laflamme stated if they needed an engine brake they would be going over the thirty mile per hour speed limit.

Councilor Krampits stated that it should be common sense to use the brakes rather than hit a car.

Councilor Lamontagne stated that he has received quite a few complaints on these brakes going off. This is a good step to improve the quality of life for the neighbors living on Westover Road. I think there should be signs put up prohibiting use of the engine brakes. I don't see any need for engine brakes on Westover Road, it's not a hill it's a straight road. They have it in other communities and I think it should be passed on our following City Council meeting.

Councilor Courchesne stated that he would reach out to the State Police, they have a unit for commercial drivers and they would be able to do an inspection.

Dan Garvey stated that I don't think you're prohibited from installing a sign that says "no engine brakes", however if someone was in an accident they are going to look for someone other than themselves who is the cause of the accident to try to shift responsibility to another party. My only concern is if someone is injured from a result of a truck driver not using his engine brakes. The first thing a person is going to allege is that if they were allowed to use the engine brake they wouldn't have caused this accident. My experience is if someone creates or is involved in an accident the first reaction is; who can I blame.

Councilor Laflamme stated he is in favor of this tonight but I think we need to look into this further.

Councilor Lamontagne stated he would like to see this passed tonight so we can get this moving and agrees with the committee if they need to amend this later.

Councilor Laflamme stated that he agrees and will vote for this. We can amend this later. We need to get it moving, get it installed and in that neighborhood.

The committee amended the ordinance to read as follows:

Chapter 260, Section 37A – Engine brakes prohibited.

The use of engine brakes shall be prohibited along the entire length of Westover Road except for emergency. Any violation of this Section shall be punishable by a fine of \$300.00. Enforced by the Police Department.

Councilor McLellan motion to approve with the amendment – Councilor Tillotson 2nd the motion – motion passed.

Committee vote 5 – 0 favorable.

Motion made by Councilor Laflamme to take Item #5 out of order – motion passed

ITEM #2

BE IT HEREBY ORDAINED THAT CHAPTER 7 OF THE ORDINANCES FOR THE CITY OF CHICOPEE IS HEREBY AMENDED BY INSERTING THE FOLLOWING ANNUAL SALARIES AND BENEFITS AS DETAILED BELOW:

CHAPTER 7

Group 1

A. Mayor	\$85,000.00
B. President of the City Council	13,000.00

C. City Councilors (12)	12,000.00 (each)
D. Vice Chairman of School Committee	6,500.00
E. School Committee Members	6,000.00 (each)
F. Assessors (3)	60,000.00
G. Treasurer	75,000.00
H. Collector	65,000.00
I. City Clerk	65,000.00
J. <u>Law Department</u>	
a. City Solicitor	\$41,600.00
b. Assistant City Solicitor	41,600.00
c. Chief of Litigation	44,427.49
d. Associate City Solicitor (3)	41,600.00 (each)
e. Council – Legal Counsel	41,600.00

Group 1 employees as defined above shall also be entitled to receive longevity as defined by the Administrative Employees Collective Bargaining Unit/Agreement, Health-Dental-Eye Insurance and Retirement.

Group 2

K. <u>Office of the City Council</u>	
a. Administrative Assistant	\$39,544.00
b. Clerk	26,069.86
L. <u>Office of the Mayor</u>	
a. Chief of Staff	\$47,977.02
b. Staff Assistant	40,061.83
c. Special Projects Manager	40,061.83
d. Grant Specialist	10,000.00
M. <u>Auditing Department</u>	
a. Senior Accountant	\$57,173.60
N. <u>Office of the Treasurer</u>	
a. Assistant Treasurer	\$53,583.47
O. <u>Law Department</u>	
a. Paralegal	\$45,000.00
P. <u>Human Resources</u>	
a. Generalist (1)	\$37,797.67
b. Generalist (1)	N/A
c. Benefits Coordinator	41,600.00
d. Assistant Human Resource Director	47,500.00
Q. <u>Office of the City Clerk</u>	
a. Compliance Officer	\$19,912.00
R. <u>Planning Department</u>	
a. Development Manager	\$47,941.38
S. <u>Council on Aging</u>	

a. Program Coordinator	\$30,646.00
b. Program Assistant	14,229.93
c. P.T. Office Receptionist	2,118.40

Group 2 employees as defined above shall also be entitled to receive those benefits as defined by the Administrative Employees Collective bargaining Unit/Agreement.

Group 3

T. <u>Auditing Department</u>	
a. Assistant Auditor – Stipend	\$ 4,000.00
U. <u>Office of the Treasurer</u>	
a. Assistant Treasurer – Stipend	\$ 4,000.00
V. <u>Office of the Registrar</u>	
a. Board of Registrar's (3)	\$ 1,000.00 each
W. <u>Liquor License Commission</u>	
a. Chairman	\$ 700.00
b. Commissioners (4)	600.00 each
X. <u>Planning Department</u>	
a. Environmental Stipend	\$10,000.00
Y. <u>Council on Aging</u>	
a. Wellness/Health Nurse	N/A
b. Sub. Transportation Coordinator	\$ 3,023.56

Group 3 employees as defined above shall NOT be entitled to any additional benefits.

The following positions shall be established by the City of Chicopee along with the following hourly rate of pay as detailed below:

Group 4

Z. <u>Library Department</u>	
a. Part Time Page	\$ 10.00 per hour
AA. <u>Engineering Department</u>	
a. Seasonal Jr. Engineer	\$ 10.00 per hour
BB. <u>Highway Department</u>	
a. Temporary Laborer	\$ 10.00 per hour
CC. <u>Sanitation Department</u>	
a. Temporary Laborer	\$ 10.00 per hour
DD. <u>Parks Department</u>	
a. Temporary Laborer	\$ 10.00 per hour

EE. <u>Flood Control Department</u>	
a. Temporary Laborer	\$ 10.00 per hour
FF. <u>Golf Department</u>	
a. Seasonal Golf Assistants	\$ 10.00 per hour
b. Pro-Shop Assistant	12.00 per hour
c. Cashiers	11.00 per hour
GG. <u>Water Department</u>	
a. Seasonal Employees	\$ 10.00 per hour
HH. <u>Waste Water Treatment Plant</u>	
a. Temporary Laborer	\$ 10.00 per hour
II. <u>Parks & Recreation Department</u>	
a. Ranger	\$ 10.00 per hour
b. Special Care Taker	10.00 per hour
c. Lifeguard	10.00 per hour
d. Head Lifeguard	10.75 per hour
e. Leader of Recreation/Art	10.00 per hour
f. Assistant Recreation Leaders	10.00 per hour
g. Youth Basketball Scorekeeper 1/game (Age 9-10)	10.00 per hour
h. Youth Basketball Scorekeeper 1/game (Age 11-12)	11.00 per hour
i. Youth Basketball Scorekeeper 1/game (Age 13-14)	12.00 per hour
j. Youth Basketball Scorekeeper 2/game (Age 9-10)	12.00 per hour
k. Youth Basketball Scorekeeper 2/game (Age 11-12)	15.00 per hour
l. Youth Basketball Scorekeeper 2/game (Age 13-14)	18.00 per hour
m. Youth Soccer Referee 2/game (Age 9-10)	11.00 per hour
n. Youth Soccer Referee 2/game (Age 11-12)	12.00 per hour
o. Youth Soccer Referee 2/game (Age 13-14)	13.00 per hour
p. Youth Baseball/Softball Official 1/game (Age 8-10)	22.00 per hour
q. Youth Baseball/Softball Official 1/game (Age 11-12)	25.00 per hour
r. Youth Baseball/Softball Official 1/game (Age 13-14)	30.00 per hour
JJ. <u>Police Department</u>	
a. Special Patrolmen	\$ 10.00 per hour
b. Special Sergeant	11.00 per hour
c. Special Lieutenant	12.00 per hour
d. Special Captain	13.00 per hour
KK. <u>MIS Department</u>	
a. Intern	\$ 12.00 per hour
LL. <u>Law Department</u>	
a. Legal Intern (2)	\$ 15.00 per hour
MM. <u>Planning Department</u>	
a. Intern (2)	\$ 17.50 per hour

Group 4 employees as defined above shall NOT be entitled to any additional benefits.

Group 5

- A. Police Chief

B. Fire Chief

The regular, full-time Fire Chief and the regular, full-time Police Chief of the City of Chicopee shall receive an annual compensation which shall not be less than (2) times the highest annual rate of compensation of a regular, full time firefighter, or a regular, full time police officer or patrolman, as the case may be.

In addition, parity shall be maintained relative to compensation rates paid to the Police Chief and the Fire Department Chief for the City of Chicopee.

The highest annual rate of regular, full time firefighter, or a regular full time police officer or patrolman, is to be construed and interpreted as the "base rate" and shall not include any other additional forms of compensation and, if given this definition, the rates of the Fire Chief and the Police Chief would mathematically come out to different levels of compensation, then the lower rate shall be adjusted to the higher rate in order to maintain parity between the two Department Heads.

Group 5 employees as defined above shall also be entitled to receive those benefits as defined by the Patrolmen and Firefighter Collective bargaining Unit/Agreement.

Committee vote 5 – 0 favorable.

ITEM #3

Chapter 188-16 Motor Vehicle Repair/Auto Body Shop License

Delete 188-16(A) The definition of Motor Vehicle Repair License

And Insert in Place Thereof:

MOTOR VEHICLE REPAIR LICENSE

Premises primarily used for repair work on motor vehicles, including but not limited to brake jobs, engine repair and replacement, electrical work, including, but not limited to, installation of audio/video equipment and/or remote vehicle starters, muffler and exhaust system and transmission repairs as well as other repairs of any major or minor nature needed on automobiles or motor vehicles exclusive of auto body work. It includes towing service for automotive, truck repair and other repair services normally contracted for by individuals.

Councilor Zaskey stated the reason I'm requesting this is because we're trying to get regulations for parking and sale of vehicles. They have to comply with certain parking spaces that the landlord designates. I think this will give us the ability to have these business's apply for a license very similar to the detail license They will appear before the License Committee and we will be able to put restrictions on their license along with the other businesses.

Councilor Laflamme motion to approve – Councilor McLellan 2nd the motion - motion passed

Committee vote 5 – 0 favorable.

ITEM #4

ORDERED THAT the DPW install a "Parking Prohibited" sign on the odd side of Gagne Street 20 feet from the corner of Meadow Street and Gagne Street

Councilor Courchesne stated that the ordinance states that no person shall park a vehicle within twenty feet of either end of a safety zone which is located within thirty feet of a curb or edge of a roadway.

Councilor Laflamme motion to approve – Councilor Tillotson 2nd the motion
Committee vote 5 – 0 favorable.

ITEM #5

190 DELANEY AVENUE The frontage along Delaney Avenue PARKING PROHIBITED

The homeowners of 190 Delaney Avenue requested that two 'No Parking' signs be put along their property. The homeowners stated a few years ago we had a minivan flip over. I think there's a speed issue. Because of the parking issue when people drive around the corner they are forced in the street, it is very dangerous. You are limited on traffic and there are tag sales almost every week. We have had our fence hit a few times.

Councilor McLellan motion to approve – Councilor Laflamme 2nd the motion – motion passed

Committee vote 5 – 0 favorable.

ITEM #6

EXCHANGE STREET In front of 136 Exchange Street TIME LIMIT PARKING – 30 MINUTE PARKING

Councilor Laflamme motion to approve - Councilor McLellan 2nd the motion – motion passed.

Committee vote 5 – 0 favorable.

ITEM #7

BEMIS STREET East side from the entrance to Birch Bark Place to the corner of Chicopee Street
PARKING PROHIBITED HERE TO CORNER

Councilor Laflamme motion to approve – Councilor McLellan 2nd the motion – motion passed
Committee vote 5 – 0 favorable

ITEM #8

CYRAN STREET 20 MPH – Entire length SPEED LIMIT

Councilor Laflamme motion to postpone until speed study – Councilor Tillotson 2nd the motion – motion passed

ITEM #9

DELETE CHICOPEE STREET In front of 826 Chicopee Street PARKING PROHIBITED BETWEEN SIGNS

Councilor McLellan motion to approve – Councilor Laflamme 2nd the motion – motion passed

Committee vote 5 – 0 favorable

ITEM #10

CHICOPEE STREET In front of 826 Chicopee Street 1 HOUR PARKING FROM 9 AM – 6 PM

Councilor McLellan motion to approve – Councilor Laflamme 2nd the motion – motion passed

Committee vote 5 – 0 favorable

ITEM #11

Minutes – November 23, 2015 & December 9, 2015

Councilor McLellan motion to approve the November 23, 2015 & December 9, 2015 minutes
– Councilor Tillotson 2nd the motion – motion passed

Motion made to adjourn at 7:24 PM. Motion passed.